

TIVERTON TOWN COUNCIL AGENDA

Tiverton Town Hall
343 Highland Road
Tiverton, RI 02878

Regular Meeting: Monday, November 24, 2014 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 11-21-2014

A-1 REGULAR MEETING: (Retiring Town Council):

Vice-President deMedeiros: Call Meeting to Order

- a. Pledge of Allegiance to the Flag
- b. Town Clerk Takes Roll Call
- c. Approval of Minutes
 1. Approval of Regular Council Meeting of November 10, 2014
- d. Remarks by Retiring Council Members Wishing To Speak
- e. Honorable Senators Walter S. Felag, Christopher Scott Ottiano and Louis P. DiPalma
- f. Honorable Representatives John G. Edwards and Dennis M. Canario
- g. Swearing-in of Newly Elected Officials

A-2 SWEARING IN CEREMONY:

- a. Swearing-in of Town Clerk, Town Council, Judge of Probate, Town Sergeant and Budget Committee
- b. Introduction of Town Clerk, Ms. Nancy L. Mello

A-3 REGULAR MEETING: (Incoming Town Council):

Ms. Nancy Mello, Town Clerk

- a. Request Newly-Sworn Council Members be Seated
- b. Roll Call of Town Council
- c. Conduct Election of Town Council President

Town Council President:

- a. Election of Vice President
- b. Remarks – Newly Elected Town Council Members

A-4 BUSINESS BROUGHT BEFORE THE COUNCIL

APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests and the Town Council President permits, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

CONSENT AGENDA:

(C.A.) 1. Receipt of Minutes from the Following Boards, Commissions

- a. Art's Council
- b. Cemetery Commission
- c. Planning Board (2)

(C.A.) 2. CORRESPONDENCE

- a. RI State Planning Council - Notice of Public Hearings Regarding "Solid Waste 2038"

(C.A.) 3. Approval of Tax Assessor Abatements

- (C.A.) 4. Approval of Petition by Verizon New England Inc. and Narragansett Electric Co. for One New Joint Pole (P.4) on the Northeasterly Side of Beech Avenue for Purpose of Removing Existing Pole from the Center of the Driveway of #42 Beech Avenue
- a. Response From S. Berlucchi, DPW Director
 - b. Copy of Town Stipulations Required for Approval

(C.A.) 5. Town Administrator – Distribution of Monthly Overtime Report for October 2014

(C.A.) 6. Town Administrator – Distribution of Department Monthly Report – October 2014

(C.A.) 7. Treasurer Denise Saurette- Distribution of Budget & Revenue Reports October 2014

A-8- OPEN PUBLIC FORUM FOR ANNOUNCEMENTS, COMMENTS, QUESTIONS

B. PUBLIC HEARINGS & PUBLIC PRESENTATIONS

1. Barbara Pelletier- Celebration of Tiverton's Farming Community

C. TOWN COUNCIL SITTING AS BOARD OF LICENSING

ADVERTISED PUBLIC HEARINGS FOR LICENSE RENEWALS - SUBJECT TO MEETING LEGAL REQUIREMENTS (December 1, 2014 to November 30, 2015)

Junkyard and Second Hand Dealer License Renewals December 1, 2014-November 30, 2015 – Subject To Meeting All Legal Requirements

1. Arnold's Auto Parts, 1484 Crandall Road
2. Alan J. Lagasse, d/b/a Lagasse Salvage Yard, 20 Cory's Lane
3. Sanford & Son LTD, 104 Cynthia Avenue
4. South Shore Tiverton LLC., 413 Bulgarmarsh Road
5. Tiverton Auto Parts, Inc., 541 Bulgarmarsh Road
6. Tiverton Auto Parts, Inc., 533 Bulgarmarsh Road & Lot 116 Card 29
7. General Auto Recycling Inc., 384 King Road – Pending Violation, Town Solicitor Recommends a 60 Day License Renewal

Liquor License Renewals – December 1, 2014 to November 30, 2015 – Subject To Meeting All Legal Requirements

CLASS A – Liquor Stores - (\$1000)

1. Chandri, Inc. d/b/a Tiverton Liquors, 65 Main Rd.
2. Nimraj, Inc. d/b/a Crossroad Liquors Inc. 1540 Bulgarmarsh Rd.
3. Smittom Inc. d/b/a Stone Bridge Liquors 2490 Main Rd.

CLASS BV– Full Liquor License - (\$800)

1. Silva Brothers Inc. d/b/a Barcello's Family Restaurant, 1214 Stafford Rd.
2. Spring Restaurant, Inc. 118-120 Main Rd
3. Le Moulin Rouge, Inc. 1403 Main Rd
4. Benjamin's Sports Pub, Inc. 4 Stafford Rd
5. Faithe J. Bortz d/b/a P. J's Café 301 State Ave.
6. Evelyn's Nanaquaket Drive-In, Inc. 2335 Main Rd.
7. Kfoury Inc. d/b/a Brantal's Restaurant, Banquet & Catering Facility, 91-97 Crandall.
8. The Boat House Restaurant, LLC, 227 Schooner Drive
9. Nonni's Inc. d/b/a Nonni's Kitchen & Pasta Shop 1154 Stafford Rd.
10. HUEJAN Inc. d/b/a Lil' Bear Sports Lounge 983 Main Rd.
11. Everett Lane Inc. d/b/a Family Ties Restaurant 221 Main Road
12. Atlantic Sports Bar & Restraunt, 70 Shove St.
13. Susan's Restaurant 13 Crandall Rd.
14. Black Goose Company d/b/a Black Goose Café 2160 Main Rd.
15. TRDR, Inc. d/b/a Red Dory Restaurant, 1848 Main Rd

CLASS BVL – Limited Liquor License (\$400.)

1. Classic Pizza Inc. 495 Main Rd.
2. Soule-Seabury Associates, Inc. d/b/a Four Corners Grill, 3841 Main Rd.
3. Fu Bing Nan Corp. d/b/a Asian Gourmet, 1715 Stafford Rd.

CLASS BT – Bed and Tavern - (\$800)

1. Senior Lifestyle Sakonnet Bay LP, 1215 Main Rd.

CLASS D –Unlimited Club Licenses (\$200.)

1. Father Joseph Boehr Columbian Club, Inc.
d/b/a Knights of Columbus, 28 Fish Rd.
2. Woodrow L. Silvia Post Home Association, Inc. 134 Shove St.
3. Bayview Holy Ghost Citizens Club, 66 Bottom St.

**NON ADVERTISED PUBLIC HEARINGS FOR LICENSE RENEWALS - SUBJECT TO MEETING
LEGAL REQUIREMENTS (December 1, 2014 to November 30, 2015)**

Manufactured Home Elderly Community License Renewal – Countryview Estates

- a. Planning Board Recommendation
- b. Building/Zoning Official Recommendation

**NEW NON-ADVERTISED LICENSE - SUBJECT TO MEETING LEGAL REQUIREMENTS (December
1, 2014 to November 30, 2015)**

- Jason Kobelecki, 135 Caribou Way, Tiverton – Requests Approval of Private Detective License
- a. Recommendation of Police Chief

**D-APPOINTMENTS & RESIGNATIONS:
RESIGNATION**

1. Resignation of David Perry from the Budget Committee- Effective 11/10/2014
2. Resignation of Cary Bailey from the Historical Cemeteries Commission

E - UNFINISHED BUSINESS:

1. DPW Director Stephen Berlucchi – Discussion Regarding Recommendation for
Determination of Ownership and Town Services on Cynthia Avenue

F – FINANCIAL BUSINESS:

G - NEW BUSINESS:

H – BIDS AND REQUESTS FOR PROPOSALS

I – TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Councilor Pelletier & Former Councilor Gerlach – Distribution and Review of Information Relating to Ongoing Effort to Improve Trash and Recycling Infrastructure at Parks and Beaches

K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

1. Alcohol Service – BYOB Proposed Ordinance – Scheduling of Public Hearing on January 26, 2015
2. Tiverton vs James and Melissa Pelletier (Tiger Tree) – Supreme Court Filing

L- TOWN CLERK ITEMS AND ANNOUNCEMENTS:

1. Scheduling of Special Meeting for Executive Session for Discussion of Labor Issues
2. Scheduling of Town Council December Meetings
3. Approval of 2015 Meeting Schedule

5. CLOSED EXECUTIVE SESSION

1. Solicitor – Litigation - 42-46-5(a)(2) – McLaughlin v. Town of Tiverton

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”